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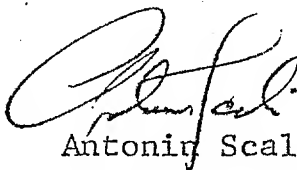
MEMORANDUM FOR WILLIAM L. BROWN
Executive Director, Interagency Classification
Review Committee

Pursuant to the request of the ICRC at its meeting of October 31, 1974, attached is a proposed executive order, drafted by this Office, to conform, by amendment, Executive Order 11652, to organizational changes effected by the "Energy Reorganization Act of 1974," Public Law 93-438.

The proposed order would withdraw "Top Secret" classification authority from the Atomic Energy Commission and substitute instead "Top Secret" authority for the Energy Research and Development Administration, and "Secret" authority for the Nuclear Regulatory Commission. The order would also substitute the Energy Research and Development Administration for the Atomic Energy Commission as a representative to the ICRC. Finally, the order would direct that the handling of "Restricted Data" and "Formerly Restricted Data" be accomplished in conformity with the regulations of the Energy Research and Development Administration instead of those of the Atomic Energy Commission.

The order as drafted would become effective on the date on which the "Energy Reorganization Act of 1974" becomes effective.

Upon approval by the ICRC, the draft order should be forwarded by you to the Office of Management and Budget in conformity with Executive Order 11030 of June 19, 1962, as amended.



Antonin Scalia
Assistant Attorney General
Office of Legal Counsel

cc: Charles L. Marshall
Director, Division of Classification
Atomic Energy Commission

AMENDING EXECUTIVE ORDER 11652 RELATING TO CLASSIFICATION
AND DECLASSIFICATION OF NATIONAL SECURITY INFORMATION AND
MATERIAL

By virtue of the authority vested in me by the
Constitution and statutes of the United States and in
implementation of Public Law 93-438, it is hereby
ordered:

Section 1. Executive Order 11652 of March 8, 1972,
as amended, is further amended as follows:

(a) Section 2(A) is amended by deleting the words
"Atomic Energy Commission" and substituting instead the
words "Energy Research and Development Administration."

(b) Section 2(B) is amended by adding the words
"Nuclear Regulatory Commission" after the words "Overseas
Private Investment Corporation."

(c) Section 7(A) is amended by deleting in the
second sentence thereof the words "Atomic Energy Commis-
sion" and substituting instead the words "Energy Research
and Development Administration."

(d) Section 8 is amended by deleting at the end
thereof the words "Atomic Energy Commission" and substi-
tuting instead the words "Energy Research and Development
Administration."

Sec. 2. This order shall become effective on the date on which the "Energy Reorganization Act of 1974," Public Law 93-438, becomes effective.

THE WHITE HOUSE

, 1974